

OGC Has Reviewed

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eye-111

Executive

16 February 1950

Legal Staff

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Relief for Travel Expenses of [REDACTED]

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1. Subject's contract of employment provides that CIA will pay travel expenses and allowances in accordance with Navy regulations. We believe Mr. [REDACTED] was under a misapprehension when he indicated that there was no provision for per diem for a Navy enlisted man traveling as a civilian.

2. Travel of Navy enlisted men is controlled by Executive Order No. 9871 as amended by Executive Orders 9976 and 10061. We believe it would be advisable to return the memorandum for determination of the amount of per diem to which Mr. [REDACTED] was actually entitled. If the ADSO then believes that the amount is inequitable compared to an equivalent figure for a non-Navy civilian, it would probably be necessary to reform the employment contract in order to justify payment of per diem at a higher rate to cover [REDACTED] initial round-trip as well as his recent crossing on return to station.

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3. Section 6.0 of the Confidential Funds Regulations provides in part (see a (2), last sentence) (Travel) "Payments pertinent to military personnel shall be governed by the regulations of the applicable armed services." Unless the Director wishes to make an exception in [REDACTED] case, it would be necessary to revise the verbiage of the Confidential Funds Regulations by adding the words "as feasible" or "as appropriate."

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Director

Deputy Director

General

Legal Decisions ✓

Attach:

Ltr Jan 16 1950 to Executive from ADSO

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